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STATUTORY INSTRUMENTS

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**1991 No. 1494 (S. 137)**

**EDUCATION, SCOTLAND**

**The St Mary's Music School (Aided Places) Amendment Regulations 1991**

<i>Made</i>	- - - -	<i>26th June 1991</i>
<i>Laid before Parliament</i>		<i>8th July 1991</i>
<i>Coming into force</i>	- -	<i>1st August 1991</i>

The Secretary of State, in exercise of the powers conferred on him by sections 73(f) and 74(1) of the Education (Scotland) Act 1980(1), and of all other powers enabling him in that behalf, hereby makes the following Regulations:

**Citation, commencement and interpretation**

1.—(1) These Regulations may be cited as the St Mary's Music School (Aided Places) Amendment Regulations 1991 and shall come into force on 1st August 1991.

(2) In these Regulations, "the principal Regulations" means the St Mary's Music School (Aided Places) Regulations 1989(2).

(3) Except where the context otherwise requires, a regulation, schedule, paragraph or sub-paragraph referred to by number in these Regulations means a regulation, schedule, paragraph or sub-paragraph so numbered in the principal Regulations.

**Amendment of regulation 2 of the principal Regulations**

2. In regulation 2 (interpretation), in paragraph (1) after the definition of "allowance" there shall be inserted the following definition:—

““chorister” means a child who attends the school wholly or mainly in connection with singing in St Mary's Cathedral Choir;”.

**Amendment of regulation 5 of the principal Regulations**

3. In regulation 5 (conditions of payment), in paragraph (d) at the end there shall be added:—

“; or

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(1) 1980 c. 44; section 74(1) was amended by the Self-Governing Schools etc. (Scotland) Act 1989 (c. 39), Schedule 10, paragraph 8(17).  
(2) S.I.1989/1134, amended by S.I. 1990/1345.

(iii) more choristers than the Secretary of State, after consultation with the school, may have specified.”.

#### **Amendment of Scheme for Aided Places set out in Schedule 1 to the principal Regulations**

4. In paragraph 1 of Schedule 1 (interpretation), in sub-paragraph (1) after the definition of “child” there shall be inserted the following definition:–

““chorister” means a child who attends the school wholly or mainly in connection with singing in St Mary’s Cathedral Choir;”.

5. In paragraph 4 of Schedule 1 (conditions as to age), the present provisions shall become sub-paragraph (1) and the following sub-paragraph shall be added:

“(2) In the case of a child who is, or if admitted to an aided place will be, a chorister, it shall be a condition that he has not attained the age of 13 years at the commencement of a school year in which he holds an aided place.”.

6. In paragraph 5 of Schedule 1 (conditions as to education), at the end there shall be added the words “or shall be a chorister”.

7. In paragraph 10 of Schedule 1 (references to income)–

(a) in sub-paragraph (3), for the sum of “£1,000” there shall be substituted the sum of “£1,100”; and

(b) in sub-paragraph (4), for the sum of “£1,000” (in both places where it appears) there shall be substituted the sum of “£1,100”.

8. In paragraph 13 of Schedule 1 (remission of fees boarding pupils)–

(a) in sub-paragraph (2), for the sum of “£7,059” there shall be substituted the sum of “£7,736”; and

(b) in sub-paragraph (3), for the Table there shall be substituted the following Table:–

“TABLE

(1) Part of relevant income to which the specified percentages applies	(2) Only aided pupil	(3) Each of two aided pupils
That part which exceeds £7,587 but does not exceed £9,577	10%	7.5%
That part (if any) which exceeds £9,577 but does not exceed £13,457	20%	15%
That part (if any) which exceeds £13,457	10%	7.5%”.

9. In paragraph 14 of Schedule 1 (remission of fees – day pupils)–

(a) in sub-paragraph (2), for the sum of “£8,871” there shall be substituted the sum of “£9,726”; and

(b) in sub-paragraph (3), for the sum of “£8,722” there shall be substituted the sum of “£9,577”.

10. In paragraph 18 of Schedule 1 (clothing grants)–

- (a) for sub-paragraph (3), there shall be substituted the following sub-paragraph:–

“(3) Unless an aided pupil has been a pupil at the school before taking up an aided place, in a pupil’s first year at the school clothing grant shall be payable in the case of an aided pupil as respects whom the relevant income does not exceed £10,048, and in such case the grant shall be of an amount equal to so much of the clothing expenditure as does not exceed–

- (a) £154, where the relevant income does not exceed £8,821;
- (b) £115, where that income exceeds £8,821 but does not exceed £9,231;
- (c) £76, where that income exceeds £9,231 but does not exceed £9,628;
- (d) £38 where that income exceeds £9,628 but does not exceed £10,048:

Provided that any clothing grant which would fall to be paid in pursuance of this sub-paragraph in a pupil’s first aided year at the school may be paid during the two months immediately preceding that year.”; and

- (b) for sub-paragraph (4), there shall be substituted the following sub-paragraph:–

“(4) Except where sub-paragraph (3) applies, clothing grant shall be payable in the case of an aided pupil as respects whom the relevant income does not exceed £9,628, and in such case the grant shall be of an amount equal to so much of the clothing expenditure (disregarding expenditure in respect of which a previous grant has been paid) as does not exceed–

- (a) £57, where the relevant income does not exceed £8,987;
- (b) £29, where that income exceeds £8,987 but does not exceed £9,628.”.

- 11.** In sub-paragraph (1) of paragraph 24 of Schedule 1 (amount of school travel grants)–

- (a) in paragraph (a), for the sum of “£8,213” there shall be substituted the sum of “£9,000”; and
- (b) in paragraph (b), for the sum of “£8,034” there shall be substituted the sum of “£8,821”.

### **Amendment of Appendix to Scheme for Aided Places set out in Schedule 1 to the principal Regulations**

- 12.** In paragraph 3 of the Appendix to the Scheme for Aided Places at St Mary’s Music School set out in Schedule 1 (computation of income)–

- (a) after sub-paragraph (l), the word “or” shall be deleted; and
- (b) after sub-paragraph (m), there shall be inserted the word “or” and the following sub-paragraph:–
  - “(n) in pursuance of section 25 of the Finance Act 1990(3) (donations to charity by individuals),”.

St Andrew’s House,  
Edinburgh  
26th June 1991

*Michael B. Forsyth*  
Minister of State, Scottish Office

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations amend the St Mary's Music School (Aided Places) Regulations 1989 (the principal Regulations) to make aided places available to choristers, to uprate the qualifying income levels for the remission of fees and charges and making of grants under the aided places scheme, and in certain other respects.

Provision is made for aided places to be made available to pupils who attend the school wholly or mainly in connection with singing in St Mary's Cathedral Choir. These choristers were not previously eligible. To qualify, choristers must be under 13 at the start of the school year in question (regulations 2 to 6).

The level of income at or below which fees are wholly remitted is increased from £7,059 to £7,736 for boarders and from £8,871 to £9,726 for day pupils, with corresponding increases in the extent of remission where the relevant income exceeds these sums (regulations 8 and 9). The qualifying income levels for school travel grants and clothing grants are also uprated (regulations 10 and 11).

The deduction for dependent children and relatives which is to be made from "relevant income" has been increased from £1,000 to £1,100 (regulation 7).

The list of tax reliefs in the Appendix to Schedule 1 to the principal Regulations is updated so as to include a further relief introduced by the Finance Act 1990 (regulation 12). This list specifies reliefs which are not to be deducted in determining a person's income for purposes of the aided places scheme.